



MATT BLUNT
GOVERNOR

CAROL R. EIGHMEY
EXECUTIVE DIRECTOR

March 28, 2005

Linda Vogt
Hazardous Waste Program, MDNR
PO Box 176
Jefferson City, MO 65102-0176

Re: Comments on Draft Departmental Missouri Risk-Based Corrective Action (MRBCA)
Technical Guidance

Dear Ms. Vogt:

I received your email announcement concerning the posting of this document, and appreciate the notice. However, as you know, PSTIF staff moved from the "development phase" of RBCA to the "implementation phase" about a year ago, when the Tanks RBCA Guidance Document was issued. The mutual implementation efforts by MDNR's Tanks Section, PSTIF staff, consultants and owners continue to this day and are beginning to generate significant positive results for Missouri.

That being the case, we have not reviewed the recently-released Draft Guidance Document. *This letter simply reconfirms our understanding that this document has no impact or effect on cleanup of petroleum tank sites.* It is our understanding that the Department would explicitly notify us if this policy should ever change.

As an aside, I did glance through the February 18, 2005 memo from Robert Geller, and offer one observation: During the extensive stakeholder efforts of 2002 and 2003, I participated as a member of both the "Land Use Subgroup" and the "Institutional Controls subgroup." One of the few things the latter committee did reach agreement on was the use of the term "reasonably anticipated future use" and a definition for that term. Given the substantial level of effort expended by stakeholders and Department staff on that issue, I am surprised to read that the Department has departed from that agreement.

Nevertheless, as indicated, this will not impact those sites where we are paying for cleanup, so I am not offering it as an "official comment." We will leave it to those stakeholders affected by this document to determine whether this is a significant concern.

Sincerely,

Carol R. Eighmey
Carol R. Eighmey
by dlv

cc: John Balkenbush



Petroleum Storage Tank Insurance Fund

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